

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MARK RICKNER, et al.,

Plaintiffs,

v.

ALLSTATE INSURANCE
COMPANY,

Defendant.

CASE NO. C19-5857RBL

ORDER

THIS MATTER is before the Court on Non-Party Chase Bank's Motion for Reconsideration [Dkt. # 28] of the Court's Order [Dkt. # 19] Granting the parties' Joint Motion to Enforce Allstate's Subpoena to Chase [Dkt. # 10], seeking records demonstrating Plaintiff¹ Rickner's loan history with Chase.

Rickner's house was damaged by fire, and he made a claim with his insurer, Allstate. Allstate issued a check for a portion of Rickner's claim, but it also named a mortgagee (Chase) as a payee. Rickner claims that Chase is not and never was a lender with an interest in the property. He apparently could not cash the check. He sued, seeking damages under the policy and asserting extra-contractual bad faith claims. [Dkt. # 1-1].

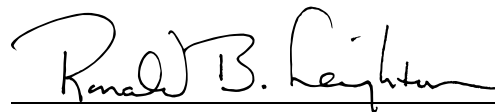
¹ Mark and Heidi Rickner are married, and both are plaintiffs. The Court uses the singular for clarity.

1 For reasons that remain unclear, Allstate continues to insist that, “upon its information
2 and belief,” Chase is in fact a mortgagee, and its policy requires it to name Chase on any
3 insurance payment regarding the Rickner home. Chase’s Motion is based on its demonstrated
4 claim that it has “no records” reflecting any lending relationship with Rickner, or any security
5 interest in the subject home at the time of the loss or otherwise. [Dkt. #s 20, 22, and 28].

6 The Motion for Reconsideration is [Dkt. #28] GRANTED. The Motion to Enforce the
7 Chase Subpoena [Dkt. #10] is DENIED. The Court’s prior Order [Dkt. #19] granting that motion
8 is VACATED.

9 IT IS SO ORDERED.

10 Dated this 9th day of March, 2020.

11 
12

13 Ronald B. Leighton
14 United States District Judge
15
16
17
18
19
20
21
22
23
24